

Message Text

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ACTION IO-13

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E.O.11652: NA
TAGS: ECE, EWWT
SUBJECT: ECE-COMMITTEE ON DEVELOPMENT OF TRADE, MANUAL ON LIC-
ENSING PROCEDURES AND RELATED ASPECTS OF TECHNOLOGY
TRANSFER

REF: A) GENEVA 2314; B)STATE 075435; C) GENEVA 1790

1. DOCUMENT TRADE/R.339 AIR POUCHED TO IO/IEP KAHN MARCH 28.
2. BELOW IS THE SUMMARY REQUESTED IN REFB. THIS SUMMARY
SUPPLEMENTS INFORMATION CONTAINED IN REFS C AND A.
SECRETARIAT'S NOTE APRIL 15 RAPPORTEURS' MEETING SAYS THAT
RAPPORTEURS EXPECTED TO DISCUSS FOLLOWING REGARDING PROJECT TO
PREPAR MANUEL: THE CONTENTS OF THE COUNTRY CHAPTERS;
THE METHOD OF PRESENTATION; THE REQUIRED FREQUENCY OF
UPDATING OF COUNTRY INFORMATION; AND THE INSTRUCTION
MANUAL.
IN DOCUMENT TRADE/R.339 SECRETARIAT RECALLS THAT PROPOSAL
TO PREPARE MANUAL ON LICENSING PROCEDURES WAS FORMULATED
INITIALLY BY ECE THIRD SEMINAR ON EAST/WEST TRADE PROMOTION,
AND THAT THE COMMITTEE ON THE DEVELOPMENT OF TRADE IN
NOVEMBER 1975 AND THE SENIOR ADVISERS TO ECE GOVERNMENTS
ON SCIENCE AND TECHNOLOGY IN SEPTEMBER 1975 AGREED TO
SPONSOR PREPARATION OF THE MANUAL. IN JUNE 1976 THE
LATTER BODY SUGGESTED THE FOLLOWING CATEGORY OF TOPICS

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WHICH MIGHT BE COVERED BY THE MANUAL: (A) PATENTS AND
TRADEMARKS; (B) LEGAL AND ADMINISTRATIVE PROVISIONS
RELATING TO LICENSING AGREEMENTS; (C) FINANCIAL PATTERNS
AND REGULATIONS IN SO FAR AS THEY RELATE TO LICENSING;
(D) RESTRICTIVE BUSINESS PRACTICES IN RELATION TO
LICENSING; AND (E) MARKETING METHODS AND INSTITUTIONS.
HOWEVER SUBSEQUENTLY ECE SECRETARIAT DETERMINED THAT

WORLD INTELLECTUAL PROPERTY ORGANIZATION WAS ALREADY IN THE PROCESS OF DRAFTING A "GUIDE ON THE LEGALASPECTS OF THE NEGOTIATION AND PREPARATION OF INDUSTRIAL PROPERTY LICENCES AND TECHNOLOGY TRANSFER AGREEMENTS APPROPRIATE TO THE NEEDS OF DEVELOPING COUNTRIES." WHICH WAS SIMILAR IN SCOPE TO THE PROPOSED MANUAL. (FYI--DEPARTMENT MAY WISH TO NOTE THAT BERNARD MEANEY OF THE U.S. PATENT OFFICE PARTICIPATED IN THE WIPO GROUP THAT PREPARED THIS GUIDE). IN VIEW OF WIPO'S WORK SECRETARIAT DREW UP A NEW OUTLINE FOR MANUAL WITH THE ASSISTANCE OF THE ICENSING EXECUTIVE SOCIETY. THE OUTLINE IS COMPOSED OF AN INTRODUCTION AND FOUR MAIN PARTS. THE INTRODUCTION LISTS THE MAIN TOPICS WHICH MUST BE CONSIDERED IN THE PREPARATION AND CONCLUSION OF A LICENSING AGREEMENT. EACH OF THESE TOPICS WILL BE TREATED IN THE MANUAL IN EACH OF THE FOLLOWING MAIN PARTS: "(I) A COMPARATIVE LAW MATRIX WHICH IS INTENDED TO GIVE INFORMATION ON THE LAWS OF EACH ECE COUNTRY REFERRING TO THE TOPICS INDICATED IN THE INTRODUCTION; (II) A GLOSSARY OF TERMS WHICH WILL DEFINE OR EXPLANI TOPICS; (III) AN UPDATED BIBLIOGRAPHY REFERRING TO THESE TOPICS; AND (IV) A LIST OF ADDRESSES OF NATIONAL "FOCAL POINTS" WHERE PRACTITIONERS COULD FIND THE ANSWERS TO PROBLEMS RELATED TO THESE TOPICS". THE INTRODUCTION CONTAINS TWENTY MAJOR TOPICS INCLUDING THE FOLLOWING: ASSESSING OPPORTUNITIES; ALTERNATIVE METHODS FOR ACQUIRING TECHNOLOGH; SCOPE OF LICENCE; EVALUATING TECHNOLOGY; PAYMENT AND FINANCING; TRADE MARK LICENSING; LICENSING CONTRACT (GENERAL LEGAL TERMS).

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3. REGARDING REQUEST IN PARA 2 REFTEL B PILOT CHAPETRS AND INSTRUCTIONS ON COMPLETION OF COUNTRY CHAPETE WILL BE AVAILABLE FROM ECE IF WASHINGTON REP DOES NOT RECEIVE THEM BEFORE MEETING.SORENSEN

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
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Control Number: n/a
Copy: SINGLE
Sent Date: 06-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977GENEVA02624
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770120-0476
Format: TEL
From: GENEVA
Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19770483/aaaacuky.tel
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Original Classification: UNCLASSIFIED
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